

**STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
CENTRAL COAST REGION**

STAFF REPORT FOR REGULAR MEETING OF DECEMBER 9-11, 2020

Prepared on November 17, 2020

ITEM NUMBER: 15

SUBJECT: Enforcement Report

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ACTION: Information/Discussion

DISCUSSION

This staff report summarizes the enforcement actions taken from May 1, 2020 through September 30, 2020. Tables 1 through 4 include summaries of issued final administrative civil liability orders, cleanup and abatement orders, notices of non-compliance for Industrial or Construction Stormwater General Permit annual reporting or enrollment violations, and notices of violations covering various programs.

Violations considered during this period did not require staff to issue expedited payment program letters to resolve mandatory minimum penalties or other non-controversial violations, time schedule orders, or cease and desist orders.

This staff report also includes a summary of alleged violations reported from March 1, 2020 through July 31, 2020. These violations are currently under review by staff to assess priorities for potential future enforcement. A general description of the different types of enforcement actions Central Coast Water Board staff may take or recommend are provided in Attachment 1. Abbreviations used throughout this staff report are defined in Attachment 2. More detailed descriptions of each type of enforcement action are provided in the [2017 Water Quality Enforcement Policy](#).

**TABLE 1:
ISSUED FINAL ADMINISTRATIVE CIVIL LIABILITY (ACL) ORDERS**

Discharger/ Facility/ County	Number & Type of Violations / Program/ Waterbody	Penalty Amount/ Order No./ Issued Date	Summary
- Ca. Department of Corrections & Rehabilitation, Ca. Men's Colony - Sanitary Sewer System - San Luis Obispo County	-(2) Unauthorized discharges of waste to waters of the U.S. -Waste Discharge Requirements Program -Chorro Creek	- \$166,896 - ACL Order No. R3-2020-0040 - Issued June 9, 2020	This ACL order imposes a penalty for the unauthorized discharge of untreated municipal and domestic wastewater from CMC's sanitary sewer system to Chorro Creek on December 18, 2015, and January 14, 2017. Plastic debris blockages in CMC's sewage collection system caused an estimated combined volume of approximately 15,100 gallons to spill to the creek. The order suspends \$78,302 of the total liability pending CMC's completion of an Enhanced Compliance Action project to install thirteen electronically enhanced manhole covers to monitor sewer system flows and anticipate overflows to improve operator response. The project is scheduled for completion by February 24, 2021. Resolved via settlement.

Discharger/ Facility/ County	Number & Type of Violations / Program/ Waterbody	Penalty Amount/ Order No./ Issued Date	Summary
<ul style="list-style-type: none"> - Monterey Mushrooms, Inc., and Spawn Mate, Inc. - Maher Court and Hall Road Mushroom Processing Facilities in Royal Oaks - Monterey County 	<ul style="list-style-type: none"> - (14) unauthorized discharges of waste to waters of the United States in violation of California Water Code and federal Clean Water Act - Waste Discharge Requirements Program - Tributaries to Elkhorn Slough 	<ul style="list-style-type: none"> - \$1,169,425 - ACL Order No. R3-2020-0048 - July 17, 2020 	<p>This ACL order was resolved via settlement and adopted by the Water Board at its online public meeting on July 17, 2020. This ACL order imposes a penalty for 14 unauthorized discharges of mushroom processing wastewater and polluted stormwater from Monterey Mushroom's two Royal Oaks facilities to multiple tributaries to Elkhorn Slough from January 8, 2017, through April 19, 2017. The order suspends \$599,775 of the total liability pending Monterey Mushroom's completion of a Supplemental Environmental Project to treat 123-trichloropropane in drinking water to levels below the MCL for 20 households located in a disadvantaged community in northern Monterey County. The project is scheduled for completion by July 17, 2023.</p>
<ul style="list-style-type: none"> - City of Santa Barbara / El Estero Water Resource Center, Santa Barbara County 	<ul style="list-style-type: none"> - (18) Total violations of pH (17) and ammonia (1) effluent limits - Pacific Ocean 	<ul style="list-style-type: none"> - \$54,000 - ACL Order No. R3-2020-0009 - Issued May 11, 2020 	<p>This ACL Order imposes mandatory minimum penalties for 18 violations of NPDES permit effluent limit requirements. Resolved by settlement via expedited payment program offer.</p>

**TABLE 2:
ISSUED CLEANUP AND ABATEMENT ORDERS (CAOs)**

Discharger/Responsible Party	Facility & Address/ Program/ Waterbody	CAO Order No. and Date	Summary
- First National Trust and Savings Bank of Santa Barbara - Penta Laboratories, Inc. California - Penta Laboratories, Inc. Delaware - Tube Holding Company, Inc. (a subsidiary of Raytheon Company, Inc.) - Tecknit, Inc. (a division of Technical Wire Products) - Edward M. Armfield Sr. Foundation, Inc. - Elizabeth Reisner - Robert Reisner Living Trust - Procap Investments, Inc. - Santa Barbara Smoke House, Inc. - 320 Nopal Street Partners, LLC	- Industrial facility - 312 and 320 North Nopal Street, Santa Barbara, Santa Barbara County - Site Cleanup Program - Groundwater	- CAO Order No. R3-2020-0012 - September 30, 2020	This revised CAO requires the dischargers to investigate, cleanup and abate the effects of trichlorethylene (TCE) discharges to groundwater. The discharges resulted from industry-related discharges of volatile organic compounds comprised mostly of TCE since 1955. The CAO requires the dischargers to implement a cleanup and abatement program for the cleanup of wastes in soil vapor, indoor air, and groundwater and the abatement of the effects of the discharges of waste on beneficial uses of groundwater. Required actions include site conceptual model, a vapor intrusion risk assessment, onsite and offsite assessment and remedial action, prevention of offsite migration, groundwater monitoring, and scheduled submittals of workplans and reports. Completion date to be determined pending Discharger submittal of a remedial action plan and Executive Officer approval of the plan's time schedule.

**TABLE 3:
ISSUED NOTICES OF NON-COMPLIANCE (NNCs) FOR INDUSTRIAL OR CONSTRUCTION STORMWATER
GENERAL PERMIT ANNUAL REPORTING OR ENROLLMENT**

Facility Subject to NNC	Discharger/ Responsible Parties	Annual Report or Enrollment, 1st or 2nd NNC	County
595 Airport Boulevard, Watsonville Grading Site	Maggiore Brothers Drilling, Inc.	Enrollment, 1 st NNC	Santa Cruz
Shoreline Auto Santa Cruz LLC	Shoreline Auto Santa Cruz LLC	Annual Report, 1 st NNC	Santa Cruz
Bottle Jack Winery	Bottle Jack Winery	Annual Report, 1 st NNC	Santa Cruz
Bottle Jack Winery	John Ritchey	Annual Report, 2 nd NNC	Santa Cruz
San Benito Foods	Neal Jones Food Company	Enrollment, 1 st NNC	San Benito
One Stop Recycling	Victor Arreola	Enrollment, 1 st NNC	San Benito
San Benito Recycling	C M Automotive Inc	Annual Report, 1 st NNC	San Benito
One Stop Recycling	Victor Arreola	Enrollment, 2 nd NNC	San Benito
ONX Winery Inc	ONX Winery Inc	Annual Report, 1st NNC	San Luis Obispo
La Panza Ranch Gravel Pit	La Panza Ranch, LLC	Annual Report, 1st NNC	San Luis Obispo
Leon's Wrecking	Leon's Wrecking	Annual Report, 1st NNC	San Luis Obispo
The Fableist Wine Co	The Fableist Wine Co	Annual Report, 1st NNC	San Luis Obispo
Twisselman Mine	Rowland and Catherine Twisselman	Annual Report, 1st NNC	San Luis Obispo
Twisselman Mine	Rowland Twisselman	Annual Report, 2 nd NNC	San Luis Obispo
Onx Winery	Jeffrey Streckas	Annual Report, 2 nd NNC	San Luis Obispo
Bradley Transfer Landfill	Monterey Co RMA Administration	Annual Report, 1st NNC	Monterey
San Ardo Landfill	Monterey Co RMA Administration	Annual Report, 1st NNC	Monterey
Lake San Antonio Landfill	Monterey Co RMA Administration	Annual Report, 1st NNC	Monterey

Facility Subject to NNC	Discharger/ Responsible Parties	Annual Report or Enrollment, 1st or 2nd NNC	County
Salinas Real Property	Salinas Real Property	Annual Report, 1st NNC	Monterey
San Ardo Landfill	Monterey Co RMA Administration	Annual Report, 2 nd NNC	Monterey
Lake San Antonio Landfill	Monterey Co RMA Administration	Annual Report, 2 nd NNC	Monterey
Bradley Transfer Landfill	Monterey Co RMA Administration	Annual Report, 2 nd NNC	Monterey
Central Coast Auto Parts & Salvage	Central Coast Auto Parts & Salvage	Annual Report, 1st NNC	Santa Barbara
Jonata Winery	Jonata Winery	Annual Report, 1st NNC	Santa Barbara
Microdyn Nadir Us Inc	Microdyn Nadir Us Inc	Annual Report, 1st NNC	Santa Barbara
Rudys Auto Dismantling	Rudy Hernandez	Annual Report, 1st NNC	Santa Barbara
Rudy's Auto Dismantling	Rudy Hernandez	Annual Report, 2 nd NNC	Santa Barbara
DJNI Engineering	Noah Concrete Corporation	Annual Report, 1 st NNC	Santa Clara
DJNI Engineering	Noah Concrete Corporation	Annual Report, 2 nd NNC	Santa Clara

**TABLE 4:
ISSUED NOTICES OF VIOLATION (NOVs)**

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
[47 NOVs dated 5/8/20] Cannabis Facilities	Multiple	Cannabis Cultivation	- Failure to submit annual reports	Multiple
[31 NOVs dated 6/19/20] Cannabis Facilities	Multiple	Cannabis Cultivation	- Failure to submit annual reports	Multiple
[18 NOVs dated 9/8/20] Cannabis Facilities	Multiple	Cannabis Cultivation	- Failure to submit technical reports	Multiple

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Helios Dayspring Cannabis Facility	<ul style="list-style-type: none"> - Helios Dayspring - Tierra Redonda, LLC 	Cannabis Cultivation	<ul style="list-style-type: none"> - Fertilizer stored without secondary containment - Evidence of fertilizer spills observed - Water storage tank was leaking during site inspection - Potting soil discarded within the riparian setback and without erosion control or sediment capture measures - Potting soil that was stored on site and outside of the riparian setbacks had insufficient sediment and erosion control measures in place - Green waste improperly disposed of, uncontained and near an ephemeral stream - Signs of erosion including rilling and gulying observed on access roads - Erosion control measures were not installed on roads and roads were hydrologically connected to receiving waters - Erosion control measures not applied to bare ground with gulying observed - Linear sediment controls not installed on exposed slopes prior to the beginning of the winter period - Debris and sediment accumulated in culvert - Cultivation-related trash improperly disposed of both inside and outside the riparian setbacks of an ephemeral stream 	San Luis Obispo

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
County of San Luis Obispo Municipal Stormwater Management Program	- County of San Luis Obispo	Municipal Stormwater	<ul style="list-style-type: none"> - Failure to ensure that Regulated Project Stormwater Control Plans (SWCPs) demonstrate Regulated Project designs meet the PCRs - Failure to confirm that Regulated Projects comply with Site Design and Runoff Reduction performance requirements - Failure to field verify structural controls are designed and constructed in accordance with the PCRs - Failure to ensure that all post-project disturbed areas have been stabilized and that all temporary erosion and sediment control measures that are no longer needed have been removed 	San Luis Obispo
Old Creek Ranch Cannabis Facility	<ul style="list-style-type: none"> - Old Creek Ranch, Inc. - Old Creek Ranch, PTP 	Cannabis Cultivation	<ul style="list-style-type: none"> - Disturbed area, including cultivation area, located within the riparian setback of unnamed intermittent and ephemeral streams - Cultivation-related trash discarded improperly and within the riparian setback of an unnamed intermittent stream - Petroleum product containers, including fuel cans and a diesel tank, stored without secondary containment 	San Luis Obispo

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Meadowbrook Sanitary Sewer System	- Templeton CSD	Waste Discharge Requirements	- Unauthorized discharge of an estimated 40,000 gallons of untreated municipal wastewater to waters of the United States (Toad Creek, a tributary of the Salinas River) in September of 2018. - This NOV includes a requirement for a technical report due by August 7, 2020	San Luis Obispo
City of San Luis Obispo Sanitary Sewer System	- City of San Luis Obispo	Waste Discharge Requirements	- Unauthorized discharge of an estimated 25,000 gallons of untreated municipal wastewater to waters of the United States (Alrita-Carla Creek, a tributary of San Luis Obispo Creek and Avila Beach) in March of 2020.	San Luis Obispo
Bello Street Bridge Replacement Project	- City of Pismo Beach	Water Quality Certification	- Failure to submit annual report	San Luis Obispo
Broad Street Bank Stabilization Project	- City of San Luis Obispo	Water Quality Certification	- Failure to submit annual report	San Luis Obispo

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Havin' Fun Farmin' 6450 Santa Rosa Creek Road Cannabis Facility	- Jonathan Airale - James Spitzley	Cannabis Cultivation	- Improperly constructed and maintained access road was located within the riparian setbacks of an ephemeral stream - Access road to cannabis cultivation area not constructed or upgraded consistent with requirements of California Code of Regulations Title 14, Chapter 4, as described in the Roads Handbook. Access road hydrologically connected to ephemeral stream with road surface on sections insufficient to minimize sediment delivery, and signs of erosion including rutting and gulying observed in multiple locations	San Luis Obispo
4665 Thread Lane Cleanup Site	- Thread Lane Properties, LLC - Noll Incorporate d	Site Cleanup	- Failure to submit a remedial investigation report	San Luis Obispo

<p>[2 Facilities] Lexington-Oakdale Cannabis Facilities</p>	<ul style="list-style-type: none"> - Lexington Way, LLC - Oakdale Management Group, LLC - Castro Property Rentals, LLC 	<p>Cannabis Cultivation</p>	<ul style="list-style-type: none"> - Both operations are incorrectly enrolled as Tier 1, low risk due to cumulative disturbed area exceeding one acre, so both operations should be enrolled as Tier 2, low risk - Failure to submit site investigation workplan - Unauthorized discharge of reverse osmosis waste residual and rinse water - Inadequate chemical storage, with fertigation mixing areas lacking secondary containment and chemicals stored outdoors without secondary containment - Inadequate storage of growing media with growing media stored outdoors, contained but uncovered - Inadequate erosion control with stormwater conveyances unstable and not directly connected to stormwater, and pond ground surface severely eroded underneath the rear fence line - Access roads unmaintained and had potential to cause sedimentation with rutting and ponding observed in several locations - Discarded building and cultivation materials observed, with plastic sheeting, building materials, and irrigation tubing stored throughout the property and within stormwater conveyances - Evidence of over irrigation and potential discharge of irrigation tailwater, with ponding water and algae growth observed around plants on the floor of greenhouse B indicating over-irrigation with high nutrient content water 	<p>Monterey</p>
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Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
City of Soledad Municipal Stormwater Management Program	- City of Soledad	Municipal Stormwater	<ul style="list-style-type: none"> - Failure to maintain an inventory of all projects subject to the local construction site stormwater runoff control ordinance within its jurisdiction - Failure to implement procedures for inspecting public and private construction projects and conduct enforcement if necessary - Failure to conduct inspections, based on prioritization of construction sites 	Monterey
Monterey Botanicals Nursery Cannabis Facility	- Monterey Botanicals Nursery, LLC	Cannabis Cultivation	<ul style="list-style-type: none"> - Failure to properly dispose of spent potting soil - Failure to properly store chemicals 	Monterey
Zabala Farms Cannabis Facility	<ul style="list-style-type: none"> - Zabala Farms of Salinas, LLC - DJAS, LLC 	Cannabis Cultivation	<ul style="list-style-type: none"> - Unauthorized discharges of reverse osmosis wastewater - Inadequate chemical storage - Fertigation mixing areas and chemical storage lack secondary containment - Inadequate storage of growing media - Growing media was observed stored outdoors contained but uncovered 	Monterey

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
New Leaf Family Farms Cannabis Facility	- New Leaf Family Farms, Inc. - Mundo PM LP	Cannabis Cultivation	- Unauthorized discharges - unpermitted discharges of reverse osmosis waste residual - Inadequate chemical storage - fertigation mixing area and chemical storage lacked secondary containment, and fertilizers stored outdoors - Inadequate disposal of domestic waste - handwashing sink discharged to unknown location - Lack of erosion and sediment control - stormwater conveyances showed signs of sedimentation	Monterey
American Cooling / SEMCO Salinas Ag Produce Processing and Cooling Facility	- American Cooling, Inc.	Industrial Stormwater	- Unauthorized discharge of approximately 200 gallons of process water to municipal storm drain and Alisal Creek	Monterey
Carmel Municipal Storm Sewer System	- City of Carmel	Municipal Stormwater	- Failure to maintain an inventory of all construction projects and to continuously update that inventory as new projects are permitted and projects are completed	Monterey
Del Rey Oaks Municipal Storm Sewer System	- City of Del Rey Oaks	Municipal Stormwater	- Failure to maintain an inventory of all construction projects and to continuously update that inventory as new projects are permitted and projects are completed	Monterey

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Gonzales Municipal Storm Sewer System	- City of Gonzales	Municipal Stormwater	- Failure to demonstrate adequate legal authority to control municipal stormwater discharges according permit requirements - Failure to maintain an inventory of all construction projects and to continuously update that inventory as new projects are permitted and projects are completed	Monterey
Marina Municipal Storm Sewer System	- City of Marina	Municipal Stormwater	- Failure to demonstrate adequate legal authority to control municipal stormwater discharges according permit requirements	Monterey
Pacific Grove Municipal Storm Sewer System	- City of Pacific Grove	Municipal Stormwater	- Failure to demonstrate adequate legal authority to control municipal stormwater discharges according permit requirements	Monterey
Sand City Municipal Storm Sewer System	- Sand City	Municipal Stormwater	- Failure to demonstrate adequate legal authority to control municipal stormwater discharges according permit requirements	Monterey
Seaside Municipal Storm Sewer System	- City of Seaside	Municipal Stormwater	- Failure to demonstrate adequate legal authority to control municipal stormwater discharges according permit requirements - Failure to maintain an inventory of all construction projects and to continuously update that inventory as new projects are permitted and projects are completed	Monterey
VonMonk Organics Cannabis Facility	- VonMonk Organics, LLC - Gustavo Ramirez	Cannabis Cultivation	- Failure to submit a revised Disturbed Area Stabilization Plan	Monterey

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
FLRish Farms Cannabis Facility	<ul style="list-style-type: none"> - FLRish Farms Cultivation II, LLC - CRP RE Fund 1, LLC c/o Terre Verde Holdings 	Cannabis Cultivation	<ul style="list-style-type: none"> - Improper chemical storage - Leaks in irrigation system - Inadequate soil storage - Unauthorized discharge of reverse osmosis wastewater to land 	Monterey
[2 Facilities] Monterey Ocean Grown Alisal and Monterey Valley Pride 2262 Alisal Road Cannabis Facilities	<ul style="list-style-type: none"> - Monterey Ocean Grown, LLC - Monterey Valley Pride, LLC - Sergio Silva 	Cannabis Cultivation	<ul style="list-style-type: none"> - The total disturbed area inaccurately calculated. Actual area is greater than one acre, classifying the facility as Tier 2 under the Cannabis General Order - Unpermitted discharge of irrigation tailwater from a conveyance system into Pond 2 - Unpermitted discharge of irrigation tailwater overflow from Pond 2 to an adjacent parcel - Erosion was observed in the drainage ditch and under the culvert outlet to the stormwater detention pond in both Pond 1 and Pond 3. - Erosion was observed on the edge of plastic liner under the nursery - The nutrient mixing area and the filling station are set up to discharge spills to the concrete trench and into the stormwater detention pond 	Monterey

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Monterey Botanicals II Cannabis Facility	- Monterey Botanicals II, LLC - Growers Transplanting, Inc.	Cannabis Cultivation	- Failure to submit Disturbed Area Stabilization Plan	Monterey
Bonaventure Growers Association Cannabis Facility	- Bonaventure Growers Association Inc. - Grower's Transplanting, Inc.	Cannabis Cultivation	- Inadequate chemical storage - Inadequate storage of growing media - Evidence of over irrigation - Leaking pipe/pump network	Monterey
Monterey Valley Pride 20400 Spence Road Cannabis Facility	- Monterey Valley Pride, LLC - Minami Ronnie K & Hideko Trs	Cannabis Cultivation	- Unpermitted discharge of irrigation tailwater into Pond 2 - Erosion was observed in the drainage ditches for stormwater runoff at locations of roof downspout discharge and on the banks of both ponds from inlet scour - Storage of chemicals and nutrient solutions outdoors without overhead protection from the elements	Monterey
[4 Facilities] California New Wave I, II, III, and V Cannabis Facilities	- California New Wave, LLC - Ramon and Evangelina Del Real Trust	Cannabis Cultivation	- Failure to modify enrollment as required - Failure to submit Disturbed Area Stabilization Plan	Monterey

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Former Shamrock Cleaners	- Ophelia Tagatac - Elizabeth Allen - Jose Velasquez Jr.	Site Cleanup	- Failure to submit site investigation workplan	Santa Barbara
Klona Cannabis Facility	- Klona - Laura Giordano	Cannabis Cultivation	- Cultivation occurs within riparian setback. Facility does not meet definition of indoor cultivation - Chemical storage and processing within riparian setback - Chemicals stored without secondary containment - Cultivation-related materials and waste stored within the riparian setback - Evidence of excess irrigation water application due to inefficient irrigation system and irrigation water not being applied at an agronomic rate	Santa Barbara
Buellton Municipal Storm Sewer System	- City of Buellton	Municipal Stormwater	- Failure to demonstrate adequate legal authority to control municipal stormwater discharges according permit requirements	Santa Barbara
Guadalupe Municipal Storm Sewer System	- City of Guadalupe	Municipal Stormwater	- Failure to demonstrate adequate legal authority to control municipal stormwater discharges according permit requirements	Santa Barbara
Solvang Municipal Storm Sewer System	- City of Solvang	Municipal Stormwater	- Failure to demonstrate adequate legal authority to control municipal stormwater discharges according permit requirements	Santa Barbara

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Lakeview Organics - Gypsy Canyon Farms Cannabis Facility	<ul style="list-style-type: none"> - Gypsy Canyon Farms - High Meadows, LLC 	Cannabis Cultivation	<ul style="list-style-type: none"> - Sediment deposits from road discharge lacked appropriate sediment capture measures (e.g. sediment detention basin) - Erosion and sediment transport within cultivation areas at eight separate locations - Plastic and PVC pipes from old hoop houses were piled on the ground - Irrigation line connections were leaking - Cannabis cultivation and disturbed areas were located within riparian setback - A 275-gallon tote of liquid fertilizer was leaking on the ground 	Santa Barbara

<p>805 Ag Holdings 1556 Tepusquet Canyon Rd Cannabis Facility</p>	<p>- 805 Ag Holdings LLC - Helios Dayspring - Luis Gonzales</p>	<p>Cannabis Cultivation</p>	<ul style="list-style-type: none"> - Cannabis cultivation and cultivation -related disturbed area occurred within the riparian setback of Class III streams - Soil and spent growing media stored outdoors and without appropriate sediment and erosion controls - Liquid fertilizer stored without secondary containment - Soil on hoop house floor and cultivation pad lacked appropriate sediment and erosion controls. - A hillside along the access road to the cannabis cultivation area consisted of bare soil and showed signs of erosion - The cut slope created to make a cannabis cultivation pad exceeds 50% slope and lacks appropriate sediment and erosion controls - A diesel fuel storage tank was seen leaking from two different locations and saturating soil on the ground - The culvert used as a watercourse crossing for the Class III watercourse was completely filled with sediment and was not installed at the true base of the watercourse. The culvert also appeared undersized - A leaking irrigation system was observed on site - Cannabis cultivation access road was hydrologically connected to the Class III watercourse, was poorly consolidated, and contained excess loose sediment - Cannabis cultivation disturbed area exceeds 30% slope 	<p>Santa Barbara</p>
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Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
805 Ag Holdings Autumn Road Cannabis Facility	<ul style="list-style-type: none"> - 805 Ag Holdings LLC - Helios Dayspring 	Cannabis Cultivation	<ul style="list-style-type: none"> - Cannabis cultivation disturbed area, fertilizer storage, and access roads observed within the riparian setbacks for ephemeral (Class III) streams - Soil and spent growing media stored outdoors and without appropriate sediment and erosion controls - Liquid fertilizer stored without secondary containment - Gullyng, rilling, and other signs of erosion were observed in areas where hillsides had been graded to make cannabis cultivation pads - Leaks in the irrigation system were observed in multiple locations on the operation - Cannabis cultivation access road was covered in a thick layer (greater than an inch thick in some places) of sediment. The road is not built to the standards required by the Cannabis General Order 	Santa Barbara

<p>805 Ag Holdings 2907 Tepusquet Road Cannabis Facility</p>	<p>- 805 Ag Holdings LLC - Helios Dayspring</p>	<p>Cannabis Cultivation</p>	<ul style="list-style-type: none"> - Cannabis cultivation in hoop houses occurred in areas where slope exceeded 30% - Roads were not in compliance with the requirements of Cannabis General Order. Erosion is occurring on the outboard side of the road at location R2 - Roads were not in compliance with the requirements of Cannabis General Order. At location R1, staff observed an access road with slope in excess of 20% and erosion on the inboard side of the road. Field measurements indicated the road was approximately 30% slope. Access roads were not properly surfaced for the steepness of the road - Irrigation systems were not properly maintained. Staff observed evidence of a leaking water storage tank and irrigation water distribution system - Staff observed evidence of over-watering and irrigation runoff - Cannabis waste material was not being regularly removed from the site. Staff observed large piles of spent growing media accumulating at the site - Sediment pile stored outdoors without appropriate sediment and erosion controls - Hand and eye wash sink discharged directly to ground - A 275-gallon tote was observed leaking an unknown liquid onto the ground. The ground below the outlet to the tote was visibly saturated with the liquid. Tote was stored without secondary containment 	<p>Santa Barbara</p>
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Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Scintilla Cultivation 2011 San Marcos Road Cannabis Facility	- Scintilla, LLC - Teresa Seiler	Cannabis Cultivation	<ul style="list-style-type: none"> - Access roads are hydrologically connected to receiving waters as evidenced by sediment discharging into the channel of the unnamed intermittent watercourse located on the property - New access road alignments were not constructed with grades (slopes) of 3- to 8- Percent - Access roads showed evidence of significant surface rutting and gulying Access roads (disturbed area) exist within the 100-foot setback to an unnamed intermittent watercourse - Chemicals left in the open without secondary containment - Spent soil in used growbags left in the open and not covered or contained - Plastic sheeting is not securely attached to hoop houses. Discarded building materials stored on the ground around the perimeter of partially disassembled hoop house 	Santa Barbara
[2 Facilities] Saga Farms & Orbiter Blooms Cannabis Facility	- Saga Farms, Inc - Orbiter Blooms, Inc - WVV Family Trust	Cannabis Cultivation	<ul style="list-style-type: none"> - Facility does not meet definition of indoor cultivation and must re-enroll as Tier 2, low risk - Chemicals stored without secondary containment, spill containment, and clean-up equipment/materials - Irrigation system catchment trays are leaking nutrient rich irrigation tailwater to land as evidenced by wet ground and algae growth 	Santa Barbara

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Morrison Farms Cannabis Facility	<ul style="list-style-type: none"> - Morrison Farms LLC - Chewning Family Trust 	Cannabis Cultivation	<ul style="list-style-type: none"> - Cannabis cultivation disturbed area within the 100-ft minimum riparian setback - The structure used for pesticide and agricultural chemical storage is within the riparian setback of an unnamed class II tributary to Nojoqui Creek - Soil piles present on site do not incorporate appropriate erosion control and sediment detention devices - Evidence of erosion in disturbed area around western most hoop house - Site Management Plan and Site Map fail to identify class II intermittent watercourse which is adjacent to the cannabis cultivation area 	Santa Barbara
Scintilla Cultivation 2110 San Marcos Road Cannabis Facility	<ul style="list-style-type: none"> - Scintilla, LLC - Teresa Seiler 	Cannabis Cultivation	<ul style="list-style-type: none"> - Access roads do not meet requirements of California Code of Regulations Title 14, Chapter 4 - Access roads (disturbed area) exceed slopes of 30 percent. Sites with disturbed area that exceeds 30 percent must enroll as moderate risk to water quality - No erosion and sediment control measures were installed to protect water quality from exposed soil and disturbed areas - Trash and construction materials remain on site and are within the disturbed area - Fuel canister stored without secondary containment 	Santa Barbara

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Hughes Ranch Cannabis Facility	<ul style="list-style-type: none"> - IPF Agricultural Corp - Zayante Vistas LLC 	Cannabis Cultivation	<ul style="list-style-type: none"> - Trash improperly disposed inside and outside the riparian setbacks of an ephemeral stream 	Santa Cruz
[2 Facilities] Green Meadow Farm and HCF Cannabis Facilities	<ul style="list-style-type: none"> - Thomas Hirai D'Andrea - Rob Keener - Ryoji Sakaue 	Cannabis Cultivation	<ul style="list-style-type: none"> - Finished cut and fill slopes along Hard Candy Farm's greenhouse exceeded slopes of 30 percent - Ditch-relief culverts were undersized and not properly designed or installed by a Qualified Professional - Unstable ditches lack vegetation and sediment and erosion control measures - Compost storage was located within minimum riparian setback - Compost piles not covered or properly stored - Ditch-relief culvert was not maintained and was clogged - Erosion occurring to bare ground around the culverts and ditch 	Santa Cruz
Santa Cruz City Municipal Storm Sewer System	<ul style="list-style-type: none"> - City of Santa Cruz 	Municipal Stormwater	<ul style="list-style-type: none"> - Failure to maintain an inventory of all construction projects and to continuously update that inventory as new projects are permitted and projects are completed 	Santa Cruz

Facility Subject to NOV	Discharger/ Responsible Parties	Program	Violation Type	County
Morgan Hill Municipal Storm Sewer System	- City of Morgan Hill	Municipal Stormwater	<ul style="list-style-type: none"> - Failure to adhere to Post-Construction Requirements - Failure to implement procedures for inspecting public and private construction projects and [to] conduct enforcement if necessary - Failure to conduct inspections, based on prioritization of construction sites 	Santa Clara
Hollister Municipal Storm Sewer System	- City of Hollister	Municipal Stormwater	<ul style="list-style-type: none"> - Failure to include all required information on the City's outfall map - Failure to fully implement Illicit Discharge Source/Facility Inventory - Failure to develop an enforceable construction site storm water runoff control ordinance for all projects that disturb soil] - Failure to review and revise ordinances to control pollutant discharges to its MS4 - Failure to maintain an inventory of all projects subject to the local construction site stormwater runoff control ordinance within its jurisdiction - Failure to implement procedures for inspecting public and private construction projects and conduct enforcement if necessary - Failure to conduct inspections, based on prioritization of construction sites 	San Benito

**Violations Pending Further Staff Review
(March 1, 2020 – July 31, 2020)**

Central Coast Water Board staff uses the California Integrated Water Quality System (CIWQS) and the Storm Water Multiple Application and Report Tracking System (SMARTS) to track Water Board data, including violations and enforcement actions. For the period of March 1, 2020 through July 31, 2020, these databases included violations for the various categories of violations summarized below. While the recent enforcement actions listed above may address some of the violations included in the table below, only some of these violations correlate with the above enforcement actions. Water Board staff are currently reviewing these violations to assess priorities for potential future enforcement.

Recent Violations Pending Further Enforcement Staff Review

Violation Type	Number of Violations	Associated Programs	Primary Sources of Violations
Effluent Limitations	167	- NPDES - WDR	pH, Total Dissolved Solids, Sodium, Chloride, Nitrogen (various forms), Coliforms, Enterococci, Chronic Toxicity, Total Organic Carbon, Turbidity, Biochemical Oxygen Demand, Total Suspended Solids, Oil and Grease, Settleable Solids, Dichlorobromomethane, Dibromochloromethane, Copper, Selenium, Total Residual Chlorine, Dissolved Oxygen, Effluent Flow Rate
Receiving Water Limitations	15	- NPDES - WDR	Sodium, Chloride, Total Dissolved Solids, Nitrogen (various forms)
Sanitary Sewer Overflows to Surface Waters	6	- WDR	Debris in collection system, inflow or infiltration, root intrusion, structural failure or damage. Volume estimates ranged from approximately 40 to 25,000 gallons.
Unauthorized Discharges	1	- Industrial Stormwater	Non-stormwater discharge to storm sewer system

Violation Type	Number of Violations	Associated Programs	Primary Sources of Violations
Order Conditions	17	- Cannabis Cultivation - WDR - Land Disposal	Land disturbance greater than one-acre, unauthorized onsite discharge, erosion, failure to reduce nitrogen, inadequate overhead protection and secondary containment, and pond freeboard exceeded.
Deficient BMP Implementation	8	- Construction Stormwater - Municipal Stormwater	Lack of or poor operation of sediment basins, post-construction requirements, failure to confirm adherence to performance requirements, failure to verify structural control design and construction, failure to ensure disturbed area stabilization and removal of temporary erosion and sediment controls upon project completion, lack of discharger legal authority to implement program, failure to inspect and conduct enforcement.
Late or Deficient Reporting	34	- 401 Certification - WDR - Industrial Stormwater - Municipal Stormwater	Failure to submit required reports or required report contents.
Deficient Monitoring	25	- NPDES - WDR	Failures to monitor due to issues like operator error, apparent negligence, exceedance of sample holding time, or lab error.

Violation reports are available to the public as described in further detail in the CIWQS [Violation Report Fact Sheet](#)

ATTACHMENTS

1. Enforcement Action Descriptions
2. Enforcement Report Abbreviations